

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gordon J. Pike  
 Title : SUBMARINE EMERGENCY EVACUATION SYSTEM  
 Serial No. : 10/566,770  
 International Filing Date : August 6, 2004  
 International Application No. : PCT/CA04/01478  
 Customer No. : 000116  
 Docket : 39540

LETTER

Mail Stop PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated August 8, 2006, (copy enclosed) applicant encloses herewith the required oath or declaration of the inventors. Applicant notes that this application was filed as a small entity and is still entitled to the small entity status. Accordingly, applicant encloses herewith a check in the amount of \$65.00 to cover the late filing fee surcharge at the small entity rate. *When this application was filed on Jan. 31, 2006, applicant asserted entitlement to small entity status. At this time, applicant again asserts entitlement to small entity status.* If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 39540.

Respectfully submitted,

PEARNE & GORDON LLP

By   
 John P. Murtaugh, Reg. No. 34226

1801 East 9<sup>th</sup> Street, Suite 1200  
 Cleveland, Ohio 44114-3108  
 (216) 579-1700

Date: Aug. 28, 2006

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

John P. Murtaugh

Name of Attorney for Applicant(s)

Aug. 28, 2006   
 Date Signature of Attorney



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/566,770	Gordon J. Pike	39540

00116  
 PEARNE & GORDON LLP  
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 SUITE 1200  
 CLEVELAND, OH 44114-3108



INTERNATIONAL APPLICATION NO.

PCT/CA04/01478

I.A. FILING DATE	PRIORITY DATE
08/06/2004	09/05/2003

CONFIRMATION NO. 7827  
 371 FORMALITIES LETTER



\*OC000000019925571\*

Date Mailed: 08/08/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/31/2006
- Copy of the International Search Report filed on 01/31/2006
- Information Disclosure Statements filed on 01/31/2006
- Request for Immediate Examination filed on 01/31/2006
- U.S. Basic National Fees filed on 01/31/2006
- Priority Documents filed on 01/31/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

ANITA D JOHNSON

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Telephone: (703) 308-9140 EXT 226

**PART 1 - ATTORNEY/APPLICANT COPY**

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10/566,770	PCT/CA04/01478	39540

FORM PCT/DO/EO/905 (371 Formalities Notice)